

CHAPTER 18 SECURITY AND FIRE ALARM REGULATIONS

Secs.	
1800	General Provisions
1801	Licensing of Alarm Dealers
1802	Licensing of Alarm Agents
1803	Application for an Alarm Agent License
1804	Term and Renewal of Licenses
1805	License Fees and Collaterals
1806	Identification
1807	Denial, Suspension, or Revocation of a License
1808	Procedures for Denial, Suspension, or Revocation of a License
1809	Computation of Time
1810	Alternative Administrative Actions
1811	Appeals
1899	Definitions

1800 GENERAL PROVISIONS

- 1800.1 The provisions of this chapter are adopted under the authority of D.C. Law 3-107, the "Security Alarm Systems Regulations Act of 1980," D.C. Code §6-3100 *et seq.* (1981), effective September 26, 1980, as amended by D.C. Law 7-99, the "Fire Alarm Systems Regulations Amendments Act of 1977," effective March 29, 1988 (hereafter referred to as the "Act").

AUTHORITY: Unless otherwise noted, the authority for this chapter is the Security Alarm Systems Regulations Act of 1980, D.C. Law 3-107, D.C. Code §6-3100 *et seq.* (1981), as amended by the Fire Alarm Systems Regulations Amendments Act of 1987, D.C. Law 7-99.

SOURCE: Final Rulemaking published at 35 DCR 8448 (December 2, 1988).

1801 LICENSING OF ALARM DEALERS

- 1801.1 No person shall engage in the business of an alarm dealer within the boundaries of the District of Columbia without first obtaining from the Director an alarm dealer's license, as required by §5 of the Act (D.C. Code §6-3104) and this chapter.
- 1801.2 Application for an alarm dealer's license shall be made on a form prescribed by the Director and shall contain a notarized statement that the information contained in the application is true and correct.

SOURCE: Final Rulemaking published at 35 DCR 8448 (December 2, 1988).

1802 LICENSING OF ALARM AGENTS

- 1802.1 No person shall act as an alarm agent within the boundaries of the District of Columbia without first obtaining from the Director an alarm agent's license, as required by §6 of the Act (D.C. Code §6-105) and this chapter.
- 1802.2 No alarm dealer shall permit a person to perform the services of an alarm agent on behalf of the dealer's business without ensuring that the person has valid agent's license to perform the work.

SOURCE: Final Rulemaking published at 35 DCR 8448 (December 2, 1988).

1803 APPLICATION FOR AN ALARM AGENT LICENSE

- 1803.1 An application for an alarm agent's license shall be made on a form prescribed by the Director and shall contain a notarized statement that the information contained in the application is true and correct.
- 1803.2 Each application shall be accompanied by three (3) prints of a full-face photograph taken within not more than three (3) months prior to the date of the application. The prints shall be one inch by one and one-half inches (1 in. x 1½ in.) in size.

SOURCE: Final Rulemaking published at 35 DCR 8448 (December 2, 1988).

1804 TERM AND RENEWAL OF LICENSES

- 1804.1 An alarm dealer license and an alarm agent license shall expire at 12:00 midnight on July 31st of every other year.
- 1804.2 A licensee shall submit a renewal application for an alarm dealer or alarm agent license to the Director at least thirty (30) days before the expiration date of the current license.
- 1804.3 The Director shall approve renewal applications if the following conditions are met:
- (a) There are no outstanding violations of the Act or this chapter;
 - (b) All fines or collaterals with respect to violations of the Act or this chapter that have become due have been paid;
 - (c) The applicant is in compliance with the Act, this chapter and all other laws and regulations of the District; and
 - (d) The license renewal fee has been paid.
- 1804.4 If the Director fails to act on a timely renewal request before the expiration of the existing license, the applicant shall be considered still licensed until the Director acts on the renewal application.

- 1804.5 The Director may for "good cause shown" grant an extension of time for filing renewal application.

SOURCE: Final Rulemaking published at 35 DCR 8448, 8449 (December 2, 1988).

1805 LICENSE FEES AND COLLATERALS

- 1805.1 License fees for alarm dealers and alarm agents are set forth at Title 17 DCMR §3500.1. The collateral schedule for violations of the Act is set forth at Title 17 DCMR §3501.

SOURCE: Final Rulemaking published at 35 DCR 8448, 8449 (December 2, 1988).

1806 IDENTIFICATION

- 1806.1 Each alarm agent and each alarm dealer whose duties include the installation, inspection, maintenance, servicing, or repair of alarm systems, shall carry on his or her person at all times while engaged in these duties a valid identification card issued by the Director, as specified in §6(e) of the Act (D.C. Code §6-3105(e)).
- 1806.2 Identification cards shall be displayed upon request, and shall be surrendered to the Director upon the same working day that any of the following occurs:

- (a) Termination of employment; or
- (b) Suspension or revocation of the license.

SOURCE: Final Rulemaking published at 35 DCR 8448, 8449 (December 2, 1988).

1807 DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE

- 1807.1 The Director may deny, suspend, or revoke the license of an alarm dealer or an alarm agent for any of the reasons set forth in §5(c) of the Act (D.C. Code §6-3104(e)).
- 1807.2 In determining whether the issuance or continuation of a license would constitute a significant risk to the community under §5(e)(3) of the Act (D.C. Code §6-3104(e)(3)), the Director shall consult with the Chiefs of Police, Fire and other appropriate governmental authorities as the Director deems appropriate.

SOURCE: Final Rulemaking published at 35 DCR 8448, 8450 (December 2, 1988).

1808 PROCEDURES FOR DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE

1808.1 Pursuant to procedures and authority set forth in §§5 and 6 of the Act (D.C. Code §§6-3104 and 6-3105), whenever the Director proposes to deny, suspend, or revoke a license, the Director shall give the applicant or licensee written notice of the following:

- (a) The nature of the proposed action;
- (b) The facts constituting each violation or other basis for the proposed action;
- (c) Each provision of this chapter or the Act violated or not complied with, where applicable;
- (d) A statement explaining the applicant's or licensee's opportunity to submit information regarding the proposed action within ten (10) days of service of the notice for consideration by the Director; and
- (e) A statement advising the applicant or licensee that unless information is submitted within the ten (10) day period set forth in §1808.1(d), the notice of proposed action shall constitute the notice of final action ten (10) days after service of the notice of proposed action.

SOURCE: Final Rulemaking published at 35 DCR 8448, 8450 (December 2, 1988).

1809 COMPUTATION OF TIME

1809.1 In computing any period of time specified in this chapter or §§5 or 6 of the Act (D.C. Code §§6-3104 and 6-3105), calendar days shall be counted unless otherwise indicated.

1809.2 In computing any period of time specified in this chapter, the day of the act, event, or default shall not be counted.

1809.3 The last day of the period counted shall be included unless it is a Saturday, Sunday, or legal holiday, in which event the time period shall continue until the next day which is not a Saturday, Sunday, or legal holiday.

SOURCE: Final Rulemaking published at 35 DCR 8448, 8450 (December 2, 1988).

1810 ALTERNATIVE ADMINISTRATIVE ACTIONS

1810.1 The Director may enter into agreements of assurance of compliance or discontinuance prior to or as an alternative to denial, suspension, or revocation of license, as provided by §5(h) of the Act (D.C. Code §6-3104(h)).

SOURCE: Final Rulemaking published at 35 DCR 8448, 8451 (December 2, 1988).

1811 APPEALS

- 1811.1 Any person aggrieved by a final action of the Director denying, revoking, or suspending a license may file with the Board of Appeals and Review a written demand for a hearing, as provided in §5(j) of the Act (D.C. Code §6-3104(j)) and in accordance with the rules of procedure of the Board of Appeals and Review (1 DCMR §500 *et seq.*).

SOURCE: Final Rulemaking published at 35 DCR 8448, 8451 (December 2, 1988).

1899 DEFINITIONS

- 1899.1 As used in this chapter, the terms and phrases set forth in this chapter shall have the meanings ascribed by the Act (D.C. Code §6-3102) with the addition of the following:

Chief of Police - the Chief of Police of the Metropolitan Police Department or designee.

Fire Chief - the Chief of the District of Columbia Fire Department or designee.

Department - the Department of Consumer and Regulatory Affairs.

Director - the Director of the Department of Consumer and Regulatory Affairs or designee.

SOURCE: Final Rulemaking published at 35 DCR 8448, 8451 (December 2, 1988).

